

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

MARK CRANE,

Plaintiff,

-against-

U.S. DEPARTMENT OF EDUCATION,

Defendant.

**FILED**  
IN CLERK'S OFFICE  
U.S. DISTRICT COURT E.D.N.Y.

★ DEC 07 2006 ★

**BROOKLYN OFFICE**  
05-CV-5847 (ARR)(CLP)

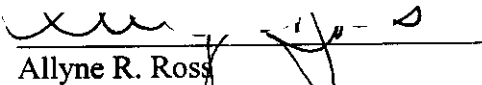
NOT FOR ELECTRONIC  
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PUBLICATION

ORDER

ROSS, United States District Judge:

I have received the Report and Recommendation on the instant case dated November 8, 2006 from the Honorable Cheryl L. Pollak, United States Magistrate Judge. No objections have been filed. Having conducted a de novo review of the record, I hereby adopt the Report and Recommendation as the opinion of the Court pursuant to 28 U.S.C. § 636(b)(1). Accordingly, this action is dismissed for failure to prosecute pursuant to Rule 41(b) of the Federal Rules of Civil Procedure.

SO ORDERED.

  
Allyne R. Ross  
United States District Judge

Dated: December 5, 2006  
Brooklyn, New York

**SERVICE LIST:**

**Pro Se Plaintiff**

Mark Crane  
2830 Sedgwick Avenue  
#6E  
Bronx, NY 10468

cc: Magistrate Judge Cheryl L. Pollak